

3627
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


In re Application of: Ranjit N. Notani et al
U.S. Patent Serial No.: 09/841,320
Filing Date: April 23, 2001
Examiner: Andrew J. Fischer
Group No.: 3627
Confirmation No.: 5982
Title:

**EXTREME CAPACITY MANAGEMENT IN AN
ELECTRONIC MARKETPLACE
ENVIRONMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


Signature

Date of Deposit: 2/16/2005

**REQUEST FOR CONSIDERATION OF AN INFORMATION
DISCLOSURE STATEMENT TIMELY FILED**

For reasons set forth below, it is respectfully requested that the United States Patent and Trademark Office (PTO) file for this application be promptly forwarded to Examiner Andrew J. Fischer for confirmation that Reference "M" listed on PTO-1449 attached to the Information Disclosure Statement filed March 7, 2002 has been considered.

On March 7, 2002 Applicants filed an Information Disclosure Statement (IDS) with PTO-1449 form (three (3) pages) attached, listing the references submitted for consideration. Copies of all references were submitted to the U.S. Patent and Trademark Office on March 7, 2002.

DAL01:838149.1

This IDS was mailed to the U.S. Patent and Trademark Office on March 7, 2002 as shown on the enclosed copy of the date-stamped Baker Botts L.L.P. return postcard.

An Office Action for this application was mailed on January 31, 2005. However, Examiner Andrew J. Fischer has not returned a copy of the PTO-1449 form indicating consideration of Reference "M" cited in the Information Disclosure Statement filed March 7, 2002.

Accordingly, **Applicants hereby request confirmation of consideration of the references on the previously filed Information Disclosure Statement.** Examiner Andrew J. Fischer is requested to initial Reference "M" listed on the PTO-1449 form to show that it was appropriately considered during examination of this Application. The Commissioner is hereby authorized to credit any overpayment, or to charge any additional fee required by this paper, to Deposit Account No. 02-0384 of Baker Botts L.L.P.

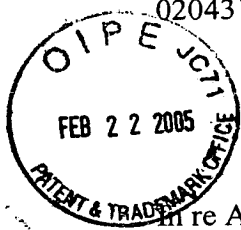
BAKER BOTTS L.L.P.
Attorneys for Applicants



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(214) 953-6812

Enclosures: Copy of Information Disclosure Statement filed March 7, 2002
with Form PTO-1449
Copy of the Baker Botts L.L.P. return postcard showing
date stamp of March 7, 2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ranjit N. Notani, et al.
Serial No.: 09/841,320
Date Filed: April 23, 2001
Title: Extreme Capacity Management in an Electronic Marketplace
 Environment

Honorable Assistant Commissioner
for Patents
Washington, DC 20231

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that these references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Copies of these references are enclosed for the convenience of the Examiner. No representation is made that a search has been made, that these references are material to the patentability of the present application, or that these references qualify as prior art.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. § 1.97(b).

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than thirty days prior to the filing of this Information Disclosure Statement.

Although Applicants believe no fee is due, the Commissioner is hereby authorized to charge any fee to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.



Christopher W. Kennerly
Reg. No. 40,675
Attorneys for Applicants

CWK/bt

Correspondence Address:
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Date: 3/7/02



PTO-1449 Information Disclosure Citation in an Application	Application No.	Applicant(s)	
	09/841,320	Ranjit N. Notani, et al.	
	Docket Number	Group Art Unit	Filing Date
	020431.0771		April 23, 2001

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	5,041,972	08/20/91	Frost	364	401	04/15/88
	B	5,734,890	03/31/98	Case et al.	395	605	08/22/95
	C	6,012,051	01/04/00	Sammon, Jr. et al.	706	52	02/06/97
	D	6,049,777	04/11/00	Sheena et al.	705	10	03/14/97
	E	6,064,980	05/16/00	Jacobi et al.	705	26	03/17/98
	F	6,167,380	12/26/00	Kennedy et al.	705	10	02/18/97
	G						
	H						
	I						
	J						
	K						
	L						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	M	0 463 616 A2	02.01.92	EPO	G06F	15/21	X	
	N							
	O							
	P							
	Q							

NON-PATENT DOCUMENTS

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	R	PCT, Notification of Transmittal of the International Search Report or the Declaration, 5 pages.	13 Feb 2002
	S	PCT, Notification of Transmittal of the International Search Report or the Declaration, 3 pages.	13 Feb 2002
	T		

EXAMINER

DATE CONSIDERED 1-10-2005 (Partial)

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

U.S. Patent and Trademark Office

** Reference is Not Initialed **

DAL01:658782

✓

The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

	Total Pages		Total Pages
<input type="checkbox"/> New Appln.; C.P.A.; Con.; CIP.; Div.; Provisional; Converted Provisional (Specification, Claims, Abstract)		<input type="checkbox"/> ___ Mo. Extension of Time	
<input type="checkbox"/> Bibliographic Data Sheet		<input type="checkbox"/> Notice of Appeal	
<input type="checkbox"/> Declaration/power of Attorney		<input type="checkbox"/> Appeal Brief	
<input type="checkbox"/> Assignment		<input type="checkbox"/> Issue Fee Transmittal	
<input type="checkbox"/> Verified Statement		<input type="checkbox"/> Check No. _____ Amt.: _____	
<input type="checkbox"/> Formal Drawing		<input type="checkbox"/> Check No. _____ Amt.: _____	
<input type="checkbox"/> Informal Drawings		<input checked="" type="checkbox"/> Serial No. <u>09/341,320</u>	
<input type="checkbox"/> Amendment/Response		<input checked="" type="checkbox"/> Other <u>Information Disclosure Statement 12/9 Refs</u>	

Name of Inventor(s):

Ranjit N. Notani

Title of Invention:

Extreme Capacity Management in an...

Client or Applicant:

i2 Technology US

BB File No.:

020431.0771

Mailed: 3/7/02

Due:

Atty/Secy: CWK/lt

Certificate of Mailing

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Receipt No.: EL93CWDG885 US

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